THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No. 15363 of 2006

DATED: 25-07-2006

Between:

Smt S. Radhika.

..Petitioner.

and

The Deputy District Election Authority & Revenue Officer, Mahaboobnagar, Mahaboobnagar District and others.

..Respondents.

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.15363 of 2006

ORDER:

Heard the counsel.

This writ petition is filed for a writ of mandamus declaring the order, dated 20-07-2006 passed by the second respondent rejecting the nomination of the petitioner filed for contesting the election for the post of Sarpanch of Rachala Gram Panchayat, Addakal Mandal, Mahaboobnagar District and inaction of the first respondent in receiving the appeal as illegal and arbitrary and pass such other suitable orders.

The dispute appears to be in relation to the Caste of the petitioner. The learned counsel for the petitioner placed a strong reliance in ***MEERA KANWARIA v. SUNITA***[1]***.*** On a prima facie reading of the averments made in the affidavit filed in support of the writ petition, this Court is of the considered opinion that these violations may have to be gone into at the appropriate stage and liberty is given to the petitioner to approach the competent Election Tribunal by way of an election petition, if she is so advised.

With the above observation, the Writ Petition is disposed of. No order as to costs.

_____

P.S.NARAYANA,J

Dated:25-07-2006

sj

---

[1] (2006) 1 SCC 344